

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7739 of 1992

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

NEPTUNE TOWER SHOPPING CENTRE OWNERS' ASSOCIATION

Versus

STATE OF GUJARAT

Appearance:

MR MANISH R BHATT for Petitioner

MR MUKESH A PATEL, AGP for Respondent No. 1, 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 03/11/1999

ORAL JUDGEMENT

1. On the record of this Special Civil Application the learned counsel for the respondents submit a letter of the concerned officer and states that the possession of the disputed land has not been taken by the respondents from the petitioner.
2. Learned counsel for the petitioner states that the petitioner is in possession of the disputed land.

This statement of the learned counsel for the petitioner has not been controverted by the learned counsel for the respondents.

3. In the result, this Special Civil Application abates in view of the Urban Land (Ceiling & Regulation) Repeal Act, 1999 and accordingly the same is dismissed. Rule discharged. Interim relief, if any, granted stands vacated. No order as to costs.

4. Liberty is granted to the respondents for revival of this Special Civil Application in case of any difficulty.

(S.K.Keshote,J.)

(pathan)